HIGH COURT OF JUDICATURE AT BILASPUR: CHHATTISGARH

SINGLE BENCH : HON'BLE SHRI H.L. DATTU, CJ.

Contempt Petition No.25 of 2005

APPLICANT

Rajesh Agarwal
Aged about 45 years
S/o Shri Ganpatrai Agarwal
R/o Sheorinarain
District Janjgir-Champa
(Chhattisgarh)

VERSUS

CONTEMNERS
NON-APPLICANT

Vikas Joseph, S/o Not Known
Additional Manager (Retail)
Indian Oil Corporation Ltd.
R/o Shriram Towers
Vyapar Vihar, Bilaspur
(Chhattisgarh)

Present: Shri Jitendra Pali, counsel for the petitioner.
Shri Bhishma Kinger, counsel for the respondent.

ORAL ORDER

(Passed on 13th March, 2007)

The interim order passed by this Court on 03-12-2004 in Writ Petition No.4472 of 2004, according to the petitioner, has been disobeyed by the respondents; therefore, he is before me in this contempt petition. According to the complainant/petitioner by shooting out the letters one after another asking the petitioner to quit and deliver the vacant possession of the retail outlet of the Indian Oil Corporation, the respondent has committed an act of contempt.

(2) This Court while passing the order dated 03-12-2004 had permitted the petitioner to continue with the petrol pump in question till the next date of hearing.

(3) By shooting out the letters the respondent has only asked the petitioner to quit and deliver the vacant possession of the retail outlet of Indian Oil Corporation. Merely just because some letters were written, it cannot be said that it is an act of wilful and deliberate disobedience of the orders and directions issued by this Court.

(4) In that view of the matter, I do not intend to take cognizance of this contempt petition. Accordingly, the contempt proceedings are dropped. Ordered accordingly.

Sd/-
Chief Justice